

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

United States Courts  
Southern District of Texas  
ENTERED

OCT 14 2003

In Re ENRON CORPORATION  
SECURITIES, DERIVATIVE &  
"ERISA" LITIGATION,

§  
§  
§

MDL 1446

Michael N. Milby, Clerk of Court

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MARK NEWBY, ET AL.,

§  
§  
§  
§

Plaintiffs

VS.

§  
§  
§  
§  
§  
§

CIVIL ACTION NO. H-01-3624  
AND CONSOLIDATED CASES

ENRON CORPORATION, ET AL.,

Defendants

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ARIC (AL RAJHI INVESTMENT  
CORPORATION) BV,

§  
§  
§  
§  
§  
§

Plaintiffs,

VS.

§  
§  
§  
§  
§

CIVIL ACTION NO. H-03-3947  
(COORDINATED CASE)

THE MAN GROUP PLC, ET AL.,

Defendants.

ORDER OF COORDINATION

The above referenced action, H-03-3947, removed on September 26, 2003 from state court pursuant *inter alia* to 28 U.S.C. § 1334(b) and § 1452, does not allege securities violations, but arises from many of the same facts and alleges claims against many of the same parties as those in *Newby v. Enron Corporation*, H-01-3624. Moreover, it parallels the litigation in *Al Rahji Investment Corp. B.V. v. Arthur Andersen L.L.P.*, H-03-1219, previously coordinated with *Newby* for purposes of discovery. Therefore, because H-03-3947 should not be consolidated with *Newby*, but to permit coordinated discovery and

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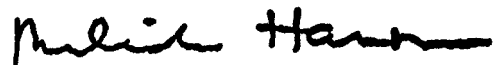
to insure that counsel and the parties in H-03-394 receive all relevant pleadings and orders, the Court

ORDERS that the docketing clerk shall henceforth designate H-03-3947 as a "coordinated case" in conjunction with Newby and shall enter it as such on the docket sheet of Newby.

Furthermore, the Court

ORDERS that the pending agreed motion for extension of time to answer or otherwise respond to the petition (#5 in H-03-3947) is GRANTED. If Plaintiff files a timely motion to remand, Defendants shall have thirty days following a ruling by the Court on that motion to file a response to the petition. If Plaintiff does not file a motion to remand, Defendants shall file a responsive pleading to the petition by December 1, 2003.

SIGNED at Houston, Texas, this 8<sup>th</sup> day of October, 2003.



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MELINDA HARMON  
UNITED STATES DISTRICT JUDGE